



JOHN ENGLER, Governor

DEPARTMENT OF ENVIRONMENTAL QUALITY*"Better Service for a Better Environment"*

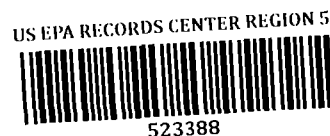
HOLLISTER BUILDING, PO BOX 30473, LANSING MI 48909-7973

INTERNET: www.deq.state.mi.us

RUSSELL J. HARDING, Director

REPLY TO:
WASTE MANAGEMENT DIVISION
CADILLAC DISTRICT OFFICE
120 CHAPIN ST W
CADILLAC MI 49601H. T. Co.
FILE COPY

August 11, 2000

**CERTIFIED MAIL**
RETURN RECEIPT REQUESTED

Mr. Chris Hubbell
Williamsburg Receiving and Storage
10190 Munro Road
Williamsburg, Michigan 48690

Dear Mr. Hubbell:

SUBJECT: **Letter of Warning**
Williamsburg Receiving and Storage

On July 14, 2000, staff of the Department of Environmental Quality (Department) conducted an inspection of Williamsburg Receiving and Storage (Facility) to evaluate compliance with Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act (NREPA), 1994 PA 451, as amended, and the regulations promulgated pursuant to that part.

As a result of the inspection, staff of the Department has determined that the Facility is in violation of the NREPA. Specifically, staff found that the following requirements were not being met:

1. **Section 3112(1) of the NREPA states, "A person shall not discharge any waste or waste effluent into the waters of the state unless the person is in possession of a valid permit from the department..." During the inspection you indicated that the Facility has already been irrigating wastewater. The Facility has not been issued a permit or notification from the Department authorizing this discharge.**
2. **The provisions of R 323.1157 of administrative rules under Part 31 of the NREPA states "(1) Salt in liquid form stored at an on-land facility shall be diked, curbed, or otherwise structurally enclosed so as to be able to contain a volumetric capacity which is not less than the greatest amount of liquid that can be released from the largest tank within the diked area..." and "(2), Salt in solid form stored at an on-land facility shall be enclosed, covered or otherwise protected to prevent runoff, seepage or leakage onto or into the surface or groundwaters of this state..." The Facility has had spills from the brine pit areas that were not contained, as outlined by the July 27, 2000 letter from Sy Vongphasouk. In addition, the storage area for the concentrated brine mixing tanks does not have a containment dike.**

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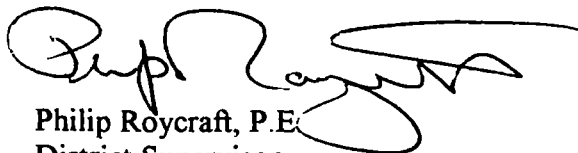
3. **The provisions of R 299.4128(3) under Part 115 of the NREPA states "Open burning of solid waste is prohibited..."** In addition, open burning of commercial waste is prohibited by Part 55, Air Pollution Control, of the NREPA. Department staff noted waste burning during the inspection. At that time, you indicated that you would obtain a dumpster to dispose of waste in lieu of open burning.

To demonstrate compliance, you must respond to this letter by September 5, 2000, with documentation regarding actions taken to correct the above noted violations. We will evaluate your response, determine the facility's compliance status, and notify you of the findings.

This letter does not preclude nor limit the Department's ability to initiate any other enforcement action, under state or federal law, as deemed appropriate.

If you have any questions, please contact Ms. Janice Heuer at 231-775-3960, extension 6203 or myself.

Sincerely,



Philip Roycraft, P.E.
District Supervisor
Waste Management Division
231-775-3960, Extnsion 6200

cc: Ms. Maureen Kennedy, Grand Traverse County Drain Commissioner
Mr. Ross Childs, Grand Traverse County Administrator
Mr. Tom Weston, MDEQ-WMD, GWPS
Mr. Rick Ruzs, MDEQ-WMD, Enforcement Section
Ms. Sy Vongphasouk, MDEQ-SWQD, Cadillac
Ms. Janis Denman, MDEQ-AQD, Cadillac
Ms. Janice Heuer, MDEQ-WMD, Cadillac